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Attorneys for Plaintiffs  
TRI-VALLEY CARES

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
San Francisco Division

TRI-VALLEY CARES,  
Plaintiffs,

vs.

UNITED STATES DEPARTMENT OF  
ENERGY,  
Defendants.

Case No.: 10-cv-5923 RS

**STIPULATION AND [PROPOSED]  
ORDER TO RESCHEDULE INITIAL  
CASE MANAGEMENT CONFERENCE**

Plaintiff Tri-Valley CAREs, Defendant United States Department of Energy, by and through their respective counsel, hereby stipulate as follows:

WHEREAS, pursuant to the Clerk's Notice filed 2/16/11, the initial Case Management Conference in the above captioned case was **scheduled to be held on April 14, 2011 at 10:00 a.m.** in Courtroom 3 on the 17<sup>th</sup> Floor of the United States Courthouse, 450 Golden Gate Avenue, San Francisco; and

WHEREAS, Plaintiffs and Defendants desire to reschedule the initial Case Management Conference in the above captioned case to provide the parties with four additional weeks to discuss the outstanding claims and prepare the Joint Case Management Statement.



**DECLARATION OF CONSENT**

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Abraham Simmons.

Dated this 1<sup>st</sup> day of April, 2011

/s/ Scott J. Yundt

Scott J. Yundt

Attorney for Plaintiff

**[PROPOSED] ORDER**

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2 1. The Case Management Conference in the instant case, originally **scheduled to be held on**  
3 **April 14, 2011 at 10:00 a.m.** in Courtroom 3 on the 17<sup>th</sup> Floor of the United States Courthouse,  
4 450 Golden Gate Avenue, San Francisco, **shall be rescheduled to May 12, 2011 at 10:00 a.m.**  
5 in that same location.  
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8 IT IS SO ORDERED.  
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10 DATED 4/4/11 \_\_\_\_\_.  
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13 **HONORABLE RICHARD SEEBORG**  
14 **United States District Judge**

15 Presented by:

16 /s/Scott Yundt  
17 Scott Yundt (CSB# 242595)  
18 Attorney for Plaintiffs  
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